From: Armor, Suzanne [Armor.Suzanne@epa.gov]

Sent: 1/3/2018 2:59:26 PM

To: Mancusi-Ungaro, Philip [Mancusi-Ungaro.Philip@epa.gov]

Hicks, Matt [Hicks.Matthew@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Kupchan, Simma CC:

[Kupchan.Simma@epa.gov]

Subject: RE: Meghan requested and I will send her Attachments: EPA Services CWA MOA 66 Fed REg 11202.pdf

Thanks.

Ex. 5 AC/DP

## . 5 AC/DP

----Original Message----From: Mancusi-Ungaro, Philip

Sent: Wednesday, January 3, 2018 8:37 AM To: Armor, Suzanne <Armor.Suzanne@epa.gov> Subject: FW: Meghan requested and I will send her

----Original Message----

From: Hurld, Kathy

Sent: Friday, December 22, 2017 10:30 AM

To: Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Kupchan, Simma

<Kupchan.Simma@epa.gov>

Subject: Meghan requested and I will send her

A copy of the 2010 letter from Mike Shapiro to ECOS, ACWA and ASWM regarding EPA's position that ESA consultation does not apply.

For your information, I am attaching other letters regarding this issue that I have found in the MI and NJ files. The 83 letter talks to section 7 consultation on state issued permits and that our oversight responsibility does not constitute a federal action.

I will only send Meghan the 2010 letter, we can craft another letter if one is needed referencing these previous letters to the services if needed.

Happy Holidays,

Kathy

From: Mancusi-Ungaro, Philip

Sent: Wednesday, December 20, 2017 10:43 AM To: Walker, Mary; Mcgill, Thomas; Calli, Rosemary; Hicks, Matt; Zapata, Cesar; Hurld, Kathy; Nalven,

Heidi; Kupchan, Simma; Mancusi-Ungaro, Philip

Subject: Spoke to Meghan today

I went over a quick summary of our meeting with the tribes, telling her there were no real issues.

She also thanked us the call with noaa. Her feeling is it went well.

She and Justin had met with fws in vero yesterday and she had three main points:

## Ex. 5 Deliberative Process (DP)

## Ex. 5 Deliberative Process (DP)

So we will see. I do not know others schedules, but I told her I would be available and working on and off over the holidays so we can talk if needed.

Phil

Sent from my iPhone